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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

1009

September 21, 2009

Barclay Cuthbert
Earth Energy Resources
404-6th Avenue Southwest
Calgary, Alberta Canada T2P 0R9

Subject: Conditional Approval of Notice of Intention to Commence Large Mining Operations (NOI),
Earth Energy Resources, PR Springs Mine, M/047/0090, Uintah County, Utah

Dear Mr. Cuthbert:

The Division approves the Notice of Intention to Commence Large Mining Operations (NOI) for the PR Springs mine conditional on receipt of a reclamation surety. The surety amount is \$1,679,200.00 which may be submitted in the form of a letter of credit, a surety bond, cash, or a certificate of deposit. Please contact the Division's bond coordinator, Penny Berry, at 801-538-5291 or by e mail at bondcoordinator@utah.gov for further information about submitting the surety.

You will also need to submit a reclamation contract (enclosed). Please fill out the fact sheet and have the contract signed by a person who is legally authorized to bind the company.

Also enclosed with this letter is a copy of the NOI stamped approved.

Please ensure you have authorization from the Bureau of Land Management and the School and Institutional Trust Lands Administration and any other appropriate agency, such as Uintah and Grand Counties. Approval from the Division does not relieve you from obligations to comply with the requirements of other agencies.

Thank you for your cooperation during the permitting process.

Sincerely,

Dana Dean, P. E.
Associate Director of Mining

DD:pbb:lah:pb

Enclosure: Reclamation Contract
Stamped NOI

cc: Vernal Field Office BLM
opie_abeyta@blm.gov
wstokes@utah.gov
Uintah County

Charles Dubuc, Western Resource Advocates, 150 South 600 East, Suite 2AB, Salt Lake City, Utah 84102
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This page is a reference page used to track documents internally for the Division of Oil, Gas and Mining

Mine Permit Number M1047/0090 Mine Name PR SPRINGS MINE
Operator EARTH ENERGY RESOURCES Date APPROVED SEPT 19, 2009
TO _____ FROM _____

☐ CONFIDENTIAL ☐ BOND CLOSURE ☐ LARGE MAPS ☐ EXPANDABLE
☐ MULTIPUL DOCUMENT TRACKING SHEET ☒ NEW APPROVED NOI
☐ AMENDMENT ☐ OTHER _____

Description

YEAR-Record Number

☒ NOI ☐ Incoming ☐ Outgoing ☐ Internal ☐ Superceded
APPROVED NOI 2009 - 09192009 apv - 0001

☒ NOI ☐ Incoming ☐ Outgoing ☐ Internal ☐ Superceded
CONFIDENTIAL APPROVED NOI 2009 - 09192009 apv - 0001

CONFIDENTIAL

☐ NOI ☐ Incoming ☐ Outgoing ☐ Internal ☐ Superceded

☐ NOI ☐ Incoming ☐ Outgoing ☐ Internal ☐ Superceded

☐ TEXT/ 8 1/2 X 11 MAP PAGES ☐ 11 X 17 MAPS ☐ LARGE MAP

COMMENTS: _____

CC: _____